

EXHIBIT C - Eligible Lands

This Exhibit C contains two main sections. The first section, titled Allotment Acres, describes the acres upon which water allotments as set forth in Exhibit A are based. The second section, titled Eligible District Lands and Shareholder Lands to Receive Contract Water, presently describes the maximum number of acres upon which Contract water may be applied and when updated as provided herein, will more specifically describe the lands upon which Contract water may be applied.

Section 1 - Allotment Acres

Allotments as specified in Exhibit A for each point of diversion from the Beaverhead River are as described below.

Company's allotment

The Company's allotment acres are based on Class A, B, and C share acres as identified below:

DIVERSION	Allotment Acres	Longitude^a	Latitude^a
Hildreth Ditch/Kempin, Joachim	60.00	N 45° 01.047'	W 112° 50.316'
Midge-Henneberry/Rice, Tom	94.00	N 45° 01.664'	W 112° 50.710'
Rice-BLM - BLM	250.00	N 45° 03.982'	W 112° 48.300'
River - Prophet, Val	3.00	N 45° 06.850'	W 112° 45.109'
River - Williams, Gary	50.00	N 45° 07.574'	W 112° 44.566'
Smith-Rebich Ditch	1,454.00	N 45° 07.583'	W 112° 50.316'
Canyon Ditch	3,725.00	N 45° 07.794'	W 112° 44.415'
Perkins Ditch	230.00	N 45° 07.865'	W 112° 44.396'
River - Berg, Elviria/Shuett	118.00	N 45° 09.306'	W 112° 42.235'
Horton-Hains - Rice, Tom	300.00	N 45° 08.325'	W 112° 43.986'
MT FWP/Poindexter Beaverhead River Tap	213.42	N 45° 09.762'	W 112° 41.767'
River - Pilon, Roscoe	18.00	N 45° 11.102'	W 112° 41.085'
River - Rebish & Sons	100.00	N 45° 08.459'	W 112° 42.842'
River - Godecke, Paul	38.58	N 45° 11.006'	W 112° 40.635'
River - Gribble/Renfree	50.00	N 45° 09.375'	W 112° 41.952'
River - Peters, Keith	89.00	N 45° 08.899'	W 112° 42.299'
River - Fick, Ronald/Rorabaugh, Randy	155.00	N 45° 08.895'	W 112° 42.292'
Van Camp Ditch	328.00	N 45° 09.306'	W 112° 42.225'
River-Wheat, Inc. Pump 1 South	64.00	N 45° 12.004'	W 112° 41.012'
River-Wheat, Inc. Pump 2	34.00	N 45° 12.281'	W 112° 40.678'
River-Wheat, Inc. Pump 3 North	64.00	N 45° 12.516'	W 112° 40.556'
Dillon Canal - Poindexter	1,617.00	N 45° 11.006'	W 112° 40.635'
Dillon Canal - Town		N 45° 12.564'	W 112° 38.681'
Owen Ditch	139.00	N 45° 12.930'	W 112° 39.685'

DIVERSION	Allotment Acres	Longitude ^a	Latitude ^a
Westside Canal	4,964.00	N 45° 13.729'	W 112° 39.534'
Union Ditch	128.00	N 45° 12.483'	W 112° 40.346'
Guidici Ditch:	450.00	N 45° 14.049'	W 112° 37.920'
Selway Slough Ditch:	405.62	N 45° 14.026'	W 112° 37.785'
Porch Innes Ditch	287.85	N 45° 14.096'	W 112° 37.565'
Hayden Morton Ditch	838.00	N 45° 15.518'	W 112° 35.874'
Reinhard Ditch	90.50	N 45° 14.541'	W 112° 36.985'
River - McCollum, John	60.00	N 45° 14.273'	W 112° 37.429'
Stodden Ditch I	200.00	N 45° 14.301'	W 112° 37.105'
Stodden Ditch II	185.00	N 45° 14.393'	W 112° 37.006'
Upper River Tap		N 45° 15.378'	W 112° 35.724'
Stodden Slough/Burfiend-Davis Ditch	188.00	N 45° 14.951'	W 112° 35.177'
Upper Beaverhead River Tap for Lower River Ditch		N 45° 15.378'	W 112° 35.724'
Haystack 1 Ditch:	55.00	N 45° 15.527'	W 112° 33.362'
Haystack 2 Ditch:	204.00	N 45° 15.527'	W 112° 33.362'
River - Jones, Arlo	77.00	N 45° 16.493'	W 112° 35.039'
Lower River Ditch	146.00	N 45° 15.600'	W 112° 34.754'
Lower Beaverhead River Tap for Johnson Ditch		N 45° 16.993'	W 112° 34.583'
Stodden Slough 1st Diversion	414.00	N 45° 16.718'	W 112° 34.156'
Ball Ditch/SW of House	60.00	N 45° 16.216'	W 112° 34.416'
StoddenSlough 2nd Diversion	130.00	N 45° 17.244'	W 112° 34.123'
Johnson Ditch	120.00	N 45° 17.530'	W 112° 34.106'
Island Ditch	200.00	N 45° 18.966'	W 112° 33.314'
Staudaheer Bishop	625.00	N 45° 18.293'	W 112° 33.797'
Staudaheer 1872	660.00	N 45° 18.966'	W 112° 33.314'
Big Slough Ditch	271.00	N 45° 21.804'	W 112° 31.761'
Brown Ditch	271.00	N 45° 20.780'	W 112° 32.224'
Staudaheer West	271.00	N 45° 21.556'	W 112° 31.569'
Staudaheer East	270.00	N 45° 21.784'	W 112° 30.872'
Mailey Ditch:	77.00	Washed Out	
Co-op Canal	1,700.00	N 45° 22.963'	W 112° 27.848'
River - Beaverhead Ranch LLC/Devers Pump 1	70.00	N 45° 23.466'	W 112° 26.074'
River - Beaverhead Ranch LLC/Devers Pump 2	5.00	N 45° 23.872'	W 112° 25.796'
Muleshoe Canal:	1,219.00	N 45° 24.407'	W 112° 25.730'
Baker Ditch	310.00	N 45° 24.986'	W 112° 25.942'
East River Ditch:	236.00	N 45° 25.043'	W 112° 25.233'
Broksle Ditch:	534.00	N 45° 26.511'	W 112° 24.205'
Giem Gravity:	438.00	N 45° 27.653'	W 112° 22.843'
Acreage for shares returned	641.03		

TOTAL: 25,995.00

^a ± 20' Accuracy

District's allotment

The District's allotment is based on 22,689 Class 1, 2 and 3 acres in the District, diverted at Barrett's Diversion Dam.

Section 2 - Eligible District Lands and Shareholder Lands to Receive Contract Water

This section of Exhibit C is provided to describe the lands of water users who have provided documentation to the Company or the District that the described lands are entitled to receive water from the Company or the District. It is understood by Reclamation, the Company, and the District that: (1) no Contract water is to be applied to any District lands or Shareholder lands unless a valid water right claim or permit issued by the State of Montana exists for the land to receive such water; and (2) the Company and the District will each use their best efforts to deliver water only to land which they have reason to believe is entitled to receive water under a valid water right claim or permit issued by the State of Montana.

The District, Company, and Reclamation recognize that the maximum number of acres referenced in this section of Exhibit C provides a general understanding of the eligible acres to receive Contract water and is to be updated by December 31, 2009 with more detailed information of the specific acres determined eligible to receive Contract water. The specific information to be contained in this section of the updated Exhibit C is intended to be a GIS (Geographic Information System) based map that delineates the specific acres in each farm unit eligible to receive Contract water. In absence of information being provided by the Company and the District of their proposed lands eligible to receive Contract water for review and concurrence by Reclamation by December 31, 2009, the Contracting Officer may make a determination of the lands eligible to receive Contract water and will update this section of Exhibit C accordingly.

The District and the Company will make an annual report to the Contracting Officer that details the progress being made in completing the detailed information of the specific acres determined eligible to receive Contract water. Such annual report may be in the form of a meeting with the Contracting Officer's representative or a written report. The annual report is due by January 15 of each year until completed.

Clark Canyon Water Supply Company Shareholder Lands Eligible to Receive Contract Water

The maximum number of acres eligible to receive Contract water by Shareholders of the Company is 33,706. Lands initially eligible to receive Contract water are those lands that received a water supply under Article 3 of the 1958 Clark Canyon Water Supply Company Water Service Contract (Contract No. 14-06-600-3592).

Upon completion of the process to determine the eligible acres described above, this section of Exhibit C will be updated and amended accordingly.

East Bench Irrigation District Lands Eligible to Receive Contract Water

The maximum number of acres eligible to receive Contract water of the District is 28,055.

Place of Use Changes

Any future changes in the place of use or increase in acreage must be in conformance with State and Federal law, and in accordance with the terms of this Contract.

Modification of Exhibit C

This Exhibit C may be amended as deemed appropriate, if mutually agreed to by the District and the Company, and with concurrence of the Contracting Officer.

THE UNITED STATES OF AMERICA

By _____
Contracting Officer
Area Manager, Montana Area Office

EAST BENCH IRRIGATION DISTRICT

By _____
President

ATTEST:

Secretary

CLARK CANYON WATER SUPPLY COMPANY

By _____
President

ATTEST:

Secretary